



Docket Information  
226/104

**DECLARATION  
Utility Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "Methods for Treating Obesity", the specification of which:

**Check One**

       is attached hereto.  
  x   was filed on June 6, 1997, Application Serial No. 08/870,762  
and was amended on                     .

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Application Number	Date of Filing	Priority Claimed	
		Yes	No
*	*	*	

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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal

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Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

Application Number	Filing Date	Status Patented, Pending or Abandoned
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\*

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: BRADFORD J. DUFT, Reg. No. 32,219

[X] Kindly recognize as associate attorney:

Roland N. Smoot, Reg. No. 18,718; Conrad R. Solum, Jr. Reg. No. 20,467; James W. Geriak, Reg. No. 20,233; Robert M. Taylor, Jr., Reg. No. 19,848; Samuel B. Stone, Reg. No. 19,297; Douglas E. Olson, Reg. No. 22,798; Robert E. Lyon, Reg. No. 24,171; Robert C. Weiss, Reg. No. 24,939; Richard E. Lyon, Jr., Reg. No. 26,300; John D. McConaghy, Reg. No. 26,773; William C. Steffin, Reg. No. 26,811; Coe A. Bloomberg, Reg. No. 26,605; J. Donald McCarthy, Reg. No. 25,119; John M. Benassi, Reg. No. 27,483; James H. Shalek, Reg. No. 29,749; Allan W. Jansen, Reg. No. 29,035; Robert W. Dickerson, Reg. No. 29,914; Roy L. Anderson, Reg. No. 30,240; David B. Murphy, Reg. No. 31,125; James C. Brooks, Reg. No. 29,898; Jeffrey M. Olson, Reg. No. 30,790; Steven D. Hemminger, Reg. No. 30,755; Jerrold B. Reilly, Reg. No. 32,293; Paul H. Meier, Reg. No. 32,274; John A. Rafter, Jr., Reg. No. 31,653; Kenneth H. Ohriner, Reg. No. 31,646; Mary S. Consalvi, Reg. No. 32,212; Lois M. Kwasigroch, Reg. No. 35,579; Robert C. Laurenson, Reg. No. 34,206; Suzanne L. Biggs, Reg. No. 30,158; Steven M. Weiss, Reg. No. 37,534; Matthew W. Knight, Reg. No. 36,846; Richard J. Warburg, Reg. No. 32,327; Jessica R. Wolff, Reg. No. 37,261; Sheldon O. Heber, Reg. No. 38,179; Jeffrey W. Guise, Reg. No. 34,613; F.T. Alexandra Mahaney, Reg. No. 37,668; Charles S. Berkman, Reg. No. 38,077; and Anthony C. Chen, Reg. No. 38,673; of LYON & LYON, First Interstate World Center, 633 West Fifth Street, Suite 4700, Los Angeles, California 90071-2066, telephone (213) 489-1600.

Address all telephone calls to BRADFORD J. DUFT  
\_\_\_\_\_ at telephone no. (619) 552-2200.

Address all correspondence to Bradford J. Duft, LYON & LYON, 633 West Fifth Street, Suite 4700, Los Angeles, California 90071-2066.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of First Inventor Bradford J. Duft

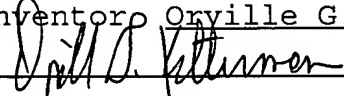
Inventor's Signature  Date 1-14-98

Residence 5762 Loma Verde, Rancho Santa Fe, California 92067

Country of Citizenship United States of America

Post Office Address 5762 Loma Verde, Rancho Santa Fe, California 92067

Full Name of Second Inventor Orville G. Kolterman

Inventor's Signature  Date January 14, 1998

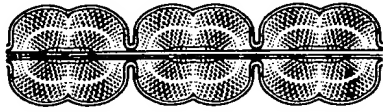
Residence 15793 Hidden Valley Drive, Poway, California 92064

Country of Citizenship United States of America

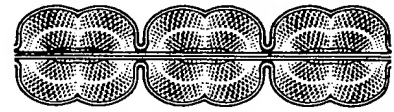
Post Office Address 15793 Hidden Vally Drive, Poway, California 92064



# CALIFORNIA



## ALL-PURPOSE



### ACKNOWLEDGEMENT

STATE OF CALIFORNIA )

COUNTY OF San Diego )

On 01/22/98 before me, Kara Lee Swedberg, Notary Public  
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

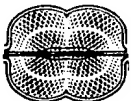
personally appeared, Bradford J. Duft

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

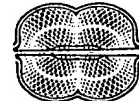
WITNESS my hand and official seal.



Kara Lee Swedberg (SEAL)  
NOTARY PUBLIC SIGNATURE



### OPTIONAL INFORMATION

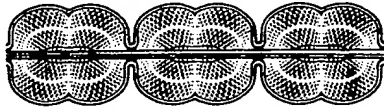


TITLE OR TYPE OF DOCUMENT Assignment

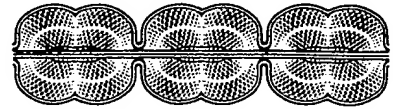
DATE OF DOCUMENT January 22, 1998 NUMBER OF PAGES One

SIGNER(S) OTHER THAN NAMED ABOVE Orville G. Kolterman

# CALIFORNIA



## ALL-PURPOSE



### ACKNOWLEDGEMENT

STATE OF CALIFORNIA )

COUNTY OF San Diego )

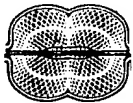
On 01/26/98 before me, Kara Lee Swedberg, Notary Public  
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared, Orville G. Kolterman

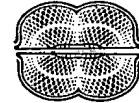
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Kara Lee Swedberg (SEAL)  
NOTARY PUBLIC SIGNATURE



### OPTIONAL INFORMATION



TITLE OR TYPE OF DOCUMENT Assignment

DATE OF DOCUMENT January 26, 1998 NUMBER OF PAGES One

SIGNER(S) OTHER THAN NAMED ABOVE Bradford J. Duft

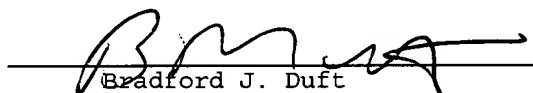
ASSIGNMENT

WHEREAS, we, Bradford J. Duft, a citizen of the United States of America, residing at 5762 Loma Verde, Rancho Santa Fe, California 92067, and Orville G. Kolterman, a citizen of the United States of America, residing at 15793 Hidden Valley Drive, Poway, California 92064, have invented new and useful Methods for Treating Obesity, for which an application for United States Letters Patent was filed on June 6, 1997, and assigned Serial No. 08/870,762; and

WHEREAS, Amylin Pharmaceuticals, Inc., a corporation organized and existing under and by virtue of the laws of the State of Delaware, and having its principal place of business at 9373 Towne Centre Drive, San Diego, California 92121, is desirous of acquiring the exclusive right, title and interest in and to said invention and to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, we, the said Bradford J. Duft and Orville G. Kolterman, do hereby sell, assign, transfer and set over unto the said Amylin Pharmaceuticals, Inc., its successors and assigns, the full and exclusive right, title and interest in and to the said invention, and in and to any and all Letters Patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but for, to and in all other countries, including all priority rights under the International Convention; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Amylin Pharmaceuticals, Inc., its successors and assigns, in accordance with this Assignment.

WITNESS my hand at San Diego, California this 22<sup>d</sup> day of JANUARY, ~~1997~~ 1998

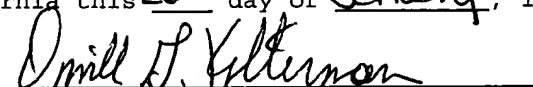
  
Bradford J. Duft

COUNTY OF SAN DIEGO            )  
  ) ss.  
STATE OF CALIFORNIA            )

On this \_\_\_\_ day of \_\_\_\_\_, 1997 before me a Notary Public, personally appeared Bradford J. Duft, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged that he executed it.

\_\_\_\_\_  
Notary Public in and for  
said County and State

WITNESS my hand at San Diego, California this 26<sup>th</sup> day of JANUARY, 1998

  
Orville G. Kolterman

COUNTY OF SAN DIEGO            )  
  ) ss.  
STATE OF CALIFORNIA            )

On this \_\_\_\_ day of \_\_\_\_\_, 1997 before me a Notary Public, personally appeared Orville G. Kolterman, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged that he executed it.

\_\_\_\_\_  
Notary Public in and for  
said County and State